

**Texas Board of Occupational Therapy Examiners
RULES COMMITTEE MEETING MINUTES**

November 3, 2016
Sugar Land Marriott Town Square
Cane I-II Room
16090 City Walk
Sugar Land, TX 77479
2:00 PM

Committee Members Present: DeLana Honaker, OTR, PhD, FAOTA,
Rules Committee Chair
Sally Harris, COTA
Amanda Jean Ellis, Public Member

Counsel Present: Kara Holsinger, Assistant Attorney General

Staff Present: John Maline, Executive Director
Mark Turek, Chief Investigator
Michael Briscoe, Licensing Manager
Lea Weiss, OT Coordinator

1. Call to Order

DeLana Honaker called the roll and determined that a quorum existed. The meeting was called to order at 2:01 PM.

2. Public Comment

There was no public comment.

3. Approval of Minutes of August 4, 2016 Rules Committee meeting

Motion: To approve the minutes as written

Made by: Amanda Ellis

Second by: Sally Harris

Motion passed.

4. Discussion and possible action on proposing a rule amendment to §372.1, Provision of Services, including clarification regarding the receipt of verbal and written referrals for occupational therapy services

The Rules Committee discussed suggesting to the Board changes to §372.1, Provision of Services. Such changes would clarify provisions regarding the receipt of verbal and written referrals for occupational therapy services and clarify that with regard to medical conditions, a referral must be requested at any time during the evaluation process when necessary to ensure the safety and welfare of the client.

Motion: To recommend changes to §372.1, Provision of Services, as discussed

Made by: Sally Harris

Second by: Amanda Ellis

Motion passed.

5. Discussion and possible action on the Sunset Commission recommendation regarding directing the OT board to adopt rules to specify the types of

51 **criminal activities that may result in denial, suspension, or revocation of a license**
52 **and proposing a new rule section regarding licensure of individuals with criminal**
53 **convictions**

54 The Rules Committee discussed suggesting to the Board recommendations regarding
55 proposing new rule, §374.5, concerning licensure of persons with criminal convictions. The new
56 section would specify the types of criminal activities that may result in denial, suspension, or
57 revocation of a license in accordance with the Sunset Commission's adopted recommendation
58 that the Board adopt rules regarding such.

59
60 **Motion: To recommend proposing new rule §374.5, Licensure of Persons with**
61 **Criminal Convictions, as discussed**

62 **Made by: Sally Harris**

63 **Second by: DeLana Honaker**

64 **Motion passed.**

65

66 **6. Discussion on §372.2, General Purpose Occupation-Based Instruction, including**
67 **clarification regarding general purpose occupation-based groups or classes**

68 The Rules Committee discussed §372.2 and referred to the rule section concerning clarification
69 regarding general purpose occupation-based groups or classes.

70

71 **7. Discussion on proposed changes to §369.1, Display of Licenses**

72 There was no discussion on the agenda item.

73

74 **8. Discussion and possible action on questions received by the Texas Board of**
75 **Occupational Therapy Examiners related to the OT Practice Act and Board Rules**

76 There were no questions discussed and no action was taken.

77

78 **9. Discussion and possible action on future meeting dates and agenda items**

79 The Committee discussed a possible meeting date of February 2, 2017, in Austin.

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81 **10. Adjournment**

82 The Committee adjourned at 3:17 PM.

83

84 **Minutes adopted on: November 2, 2017**